

**PATENT  
IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

APPLICANT: M. Zung, et al.

SERIAL No.: (not yet assigned)

FILED: September 11, 2003

TITLE: ARTICULATING SUTURING  
DEVICE AND METHOD

ATTORNEY DOCKET NO.: 6771USP4

Group Art No.: (not yet assigned)

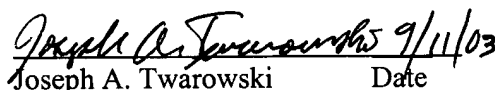
Examiner: (not yet assigned)

Express Mail Label No.:

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as Express Mail Post Office to Addressee Service under 37 C.F.R. 1.10 addressed to:

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Deposit: September 11, 2003

 9/11/03  
Joseph A. Twarowski Date

**DECLARATION AND POWER OF ATTORNEY  
FOR A UNITED STATES PATENT APPLICATION**

As a below-named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original and first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled ARTICULATING SUTURING DEVICE AND METHOD, the specification of which is enclosed herewith.

I hereby state that I have reviewed and understand the contents of the above-mentioned specification, including the claims.

I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

Claim to benefit of foreign application(s) as follows:

I hereby claim foreign priority benefits under 35 U.S.C. § 119 for the following foreign applications for patent or inventors certificate.

NONE

The following foreign applications for patent or inventors certificate have a filing date earlier than the filing date of the applications identified above.

NONE

Claim to benefit of earlier U.S. application(s) as follows:

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional application(s) listed below:

NONE

I hereby claim the benefit under 35 U.S.C. § 120 of the following earlier-filed United States patent applications:

**Attorney Docket No.: 6771USP3, filed August 29, 2003; Status: Pending**  
**USSN 10/357,984, filed February 4, 2003; Status: Pending**  
**USSN 10/152,272, filed May 20, 2002; Status: Pending**  
**USSN 09/651,344, filed August 29, 2000; Status: Pending**  
**USSN 09/262,402, filed March 4, 1999; Status: Issued**

Insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. applications in the manner required by 35 U.S.C. § 112, first paragraph, I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which came into existence between the filing date(s) of the prior applications and the national or PCT filing date of this application.

I hereby appoint the following Attorneys and/or agents to prosecute this application and any continuation or divisional applications based hereon, and to transact all business in the Patent and Trademark Office connected therewith:

Regina M. Anderson, Reg. No. 35,820	Nickki L. Parlett, Reg. No. 44,996
Cheryl L. Becker, Reg. No. 35,441	Lawrence S. Pope, Reg. No. 26,791
Thomas D. Brainard, Reg. No. 32,459	Nicholas A. Poulos, Reg. No. 30,209
Dianne Casuto, Reg. No. 40,943	David J. Schodin, Reg. No. 28,128
Portia Chen, Reg. No. 44,075	Christopher P. Rogers, Reg. No. 36,334
Patricia Coleman James, Reg. No. 37,155	Gregory W. Steele, Reg. No. 33,796
John D. Conway, Reg. No. 39,150	Joseph A. Twarowski, Reg. No. 42,191
Johanna M. Corbin, Reg. No. 51,582	Beth A. Vrioni, Reg. No. 39,869
Michael R. Crabb, Reg. No. 37,298	Michael J. Ward, Reg. No. 37,960
Steven R. Crowley, Reg. No. 31,604	Allen W. Wark, Reg. No. 30,503
Andreas M. Danckers, Reg. No. 32,652	David L. Weinstein, Reg. No. 28,128
B.Gregory Donner, Reg. No. 34,580	Steven F. Weinstock, Reg. No. 30,117
Kalim S. Fuzail, Reg. No. 45,805	Brian R. Woodworth, Reg. No. 33,137
Mimi C. Goller, Reg. No. 39,046	Paul D. Yasger, Reg. No. 37,477
William E. Murray, Reg. No. 30,303	Kenneth Zwicker, Reg. No. 43,310
Gayle B. O'Brien, Reg. No. 48,812	

Send Correspondence to: Steven F. Weinstock  
D-377/AP6A  
Abbott Laboratories  
100 Abbott Park Road  
Abbott Park, IL 60064-6008

Direct telephone calls to: Joseph A. Twarowski  
(650) 474-3326

Name: (first, middle, last): Michael Zung  
Post Office Address: 5791 Chambertin Drive, San Jose, CA 95118  
Residence: San Jose, CA 95118  
Citizenship: United States of America

Name: (first, middle, last): Jasper Jackson  
Post Office Address: 38321 Amaryllis Place, Newark, CA 94560  
Residence: Newark, CA 94560  
Citizenship: United States of America

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that all statements made herein were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

---

Michael Zung

Date

---

Jasper Jackson

Date